

THE EFFECTIVE DATE OF THIS ORDINANCE IS MAY 17, 2005

ORDINANCE NO. 05-09-370

Re: Changes to the Existing Designation of Geographical Areas to be Changed from the Suburban Fire and Rescue Tax District to the Urban Fire and Rescue Tax District

PREAMBLE

Pursuant to Section 2-8-6 of the Frederick County Code (2004), as amended, the Board of County Commissioners of Frederick County, Maryland, has the authority to establish special taxing districts for fire and rescue services.

The Frederick County Volunteer Fire and Rescue Association submitted a letter to the Board of County Commissioners pursuant to Section 2-8-6 of the Frederick County Code requesting the establishment of special taxing districts for urban and suburban areas.

With due notice, and after a public hearing held on April 10, 2001, the Board of County Commissioners of Frederick County, Maryland adopted Ordinance No. 01-08-282, entitled "Establishment of a Special Fire and Rescue Taxing District for Urban and Suburban Areas and Setting the District Tax Rate."

Under Ordinance No. 01-08-282, the Board of County Commissioners established an Urban Fire and Rescue Tax District and a Suburban Fire and Rescue Tax District, as shown on the Official Fire and Rescue Tax District Map on file in the Office of the Frederick County Board of County Commissioners.

The determination by the Board of County Commissioners to include a geographical area within either the urban or suburban fire and rescue tax district

was dependent upon the number of hours of paid County fire and rescue employees who were stationed within the area in order to provide service so that the local fire and rescue companies could meet the minimum response criteria set forth in Section 1-2-61 of the Frederick County (2004), as amended.

The Board of County Commissioners desires to make the following changes to the existing designation of geographical areas included in the existing Urban and Suburban Fire and Rescue Tax District as follows:

Urbana: Change the current Suburban Fire and Rescue Tax District designation for the areas served first-due by the Urbana Volunteer Fire Co., to Urban Fire and Rescue Tax District.

Braddock Heights: Change the current Suburban Fire and Rescue Tax District designation for the areas served first-due by the Braddock Heights Volunteer Fire Co., to Urban Fire and Rescue Tax District.

Carroll Manor: Change the current Suburban Fire and Rescue Tax District designation for the areas served first-due by the Carroll Manor Volunteer Fire Co., Adamstown Station, to Urban Fire and Rescue Tax District.

The Carroll Manor, Adamstown Station first-due area boundary is as shown on the official Fire and Rescue Tax District Map on file in the office of the Frederick County Board of County Commissioners, and defined as follows: From 4610 Mountville Road and all areas east to the current Urbana Fire Company boundary (including all of Howard Stup Road, 3600 – 4800 Cap Stine Road, 4700 – 5000 Hawker Road); from 4700 East Basford Road and all areas east to the

current Urbana Fire Station first-due area boundary; from 2600 Ballenger Creek Pike and all areas north to the current Westview Fire Station boundary; from 1700 – 2500 Pleasant View Road; and all areas from 5500 Tuscarora Road east to the County line.

Westview Annex: Change the current Suburban Fire and Rescue Tax District designation for the areas now served first-due by the Westview Fire Station and formerly served by Carroll Manor Volunteer Fire Company, Adamstown Station, to Urban Fire and Rescue Tax District, defined as follows: 4100 – 4900 New Design Road; 3800 – 4400 Buckeystown Pike; the 6000 block of Elmer Derr Road; and 4200 – 4400 Lime Kiln Road.

The notices required by the Frederick County Code (2004), as amended, have been sent to all property owners within the proposed geographic areas to be changed from the Suburban Fire and Rescue Tax District to the Urban Fire and Rescue Tax District and prior notice has been published in an appropriate newspaper in accordance with the requirements of Frederick County Code (2004), as amended.

The Board of County Commissioners held a duly advertised public hearing on this Ordinance on May 17, 2005. The public had an opportunity to comment at the Board of County Commissioners public hearing.

NOW THEREFORE, BE IT ENACTED AND ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF FREDERICK COUNTY, MARYLAND, as follows:

4400 Buckeystown Pike; the 6000 block of Elmer Derr Road; and 4200 – 4400 Lime Kiln Road.

2. The amount of the special tax now imposed on these areas pursuant to Frederick County Code (2004), as amended, Section 1-8-151(c) is thirteen and one-half cents (\$0.135) per one hundred dollars (\$100.00) of assessed value.

3. The assessment for these areas is effective July 1, 2005.

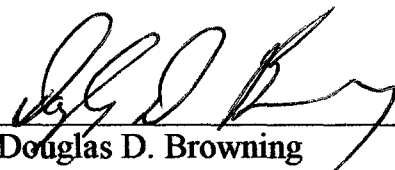
4. The Official Fire and Rescue Tax District Map on file in the Office of the Frederick County Board of County Commissioners shall be amended to include these areas within the Urban Fire and Rescue Tax District.

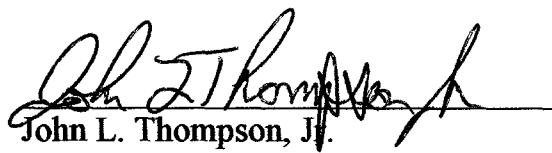
AND BE IT FURTHER ENACTED AND ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS, that this Ordinance shall take effect on May 17, 2005 and shall apply to all tax years beginning on or after July 1, 2005.

The undersigned hereby certifies that this Ordinance was approved and adopted on the 17th day of May, 2005.

ATTEST:

BOARD OF COUNTY COMMISSIONERS
OF FREDERICK COUNTY, MARYLAND


Douglas D. Browning
County Manager


John L. Thompson, Jr.
President

MJC 5/24/05